

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF ARIZONA

IN RE BARD IVC FILTERS  
PRODUCTS LIABILITY LITIGATION

Gordon Eric Edelmann  
Civil Action No. 2:16-cv-03163-DGC

No. MD-15-02641-PHX-DGC

**AMENDED MASTER SHORT FORM  
COMPLAINT FOR DAMAGES FOR  
INDIVIDUAL CLAIMS AND DEMAND  
FOR JURY TRIAL**

Plaintiff(s) named below, for their Complaint against Defendants named below,  
incorporate the Master Complaint for Damages in MDL 2641 by reference (Doc. 364).

Plaintiff(s) further show the Court as follows:

1. Plaintiff/Deceased Party:

Gordon Eric Edelmann

2. Spousal Plaintiff/Deceased Party's spouse or other party making loss of  
consortium claim:

N/A

3. Other Plaintiff and capacity (i.e., administrator, executor, guardian,  
conservator):

N/A

4. Plaintiff's/Deceased Party's state(s) [if more than one Plaintiff] of residence at  
the time of implant:

Florida

5. Plaintiff's/Deceased Party's state(s) [if more than one Plaintiff] of residence at the time of injury:

N/A

6. Plaintiff's current state(s) [if more than one Plaintiff] of residence:

Florida

7. District Court and Division in which venue would be proper absent direct filing:

United States District Court – Middle District of Florida (Orlando Division)

8. Defendants (check Defendants against whom Complaint is made):

☒ C.R. Bard Inc.

☒ Bard Peripheral Vascular, Inc.

9. Basis of Jurisdiction:

☒ Diversity of Citizenship

☐ Other: \_\_\_\_\_

a. Other allegations of jurisdiction and venue not expressed in Master Complaint:

10. Defendants' Inferior Vena Cava Filter(s) about which Plaintiff(s) is making a claim (Check applicable Inferior Vena Cava Filter(s)):

☐ Recovery<sup>®</sup> Vena Cava Filter

☒ G2<sup>®</sup> Vena Cava Filter

☐ G2<sup>®</sup> Express (G2<sup>®</sup>X) Vena Cava Filter

☐ Eclipse<sup>®</sup> Vena Cava Filter

☐ Meridian<sup>®</sup> Vena Cava Filter

☐ Denali<sup>®</sup> Vena Cava Filter

☐ Other: \_\_\_\_\_

11. Date of Implantation as to each product:

August 8, 2006

12. Counts in the Master Complaint brought by Plaintiff(s):

X Count I: Strict Products Liability – Manufacturing Defect

X Count II: Strict Products Liability – Information Defect (Failure to Warn)

X Count III: Strict Products Liability – Design Defect

X Count IV: Negligence - Design

X Count V: Negligence - Manufacture

☐ Count VI: Negligence – Failure to Recall/Retrofit

X Count VII: Negligence – Failure to Warn

☐ Count VIII: Negligent Misrepresentation

X Count IX: Negligence *Per Se*

X Count X: Breach of Express Warranty

X Count XI: Breach of Implied Warranty

X Count XII: Fraudulent Misrepresentation

1           X     Count XIII: Fraudulent Concealment

2           X     Count XIV: Violations of Applicable \_\_\_\_\_(insert state)

3           Law Prohibiting Consumer Fraud and Unfair and Deceptive Trade  
4           Practices

5           ☐    Count XV: Loss of Consortium

6           ☐    Count XVI: Wrongful Death

7           ☐    Count XVII: Survival

8           X     Punitive Damages

9           ☐    Other(s): \_\_\_\_\_ (please state the facts supporting  
10          this Count in the space immediately below)

11 \_\_\_\_\_  
12 \_\_\_\_\_  
13 \_\_\_\_\_  
14 \_\_\_\_\_  
15 \_\_\_\_\_

16       13.   Jury Trial demanded for all issues so triable?

17           X     Yes

18           ☐    No

1 RESPECTFULLY SUBMITTED this 18<sup>th</sup> day of November, 2016.

2 **BLANKENSHIP LAW FIRM**

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18 **CERTIFICATE OF SERVICE**

19 I hereby certify that on this 18<sup>th</sup> day of November, 2016, I electronically transmitted  
20 the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal.

21   
22 William F. Blankenship III